



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Confirmation No. 5141

Marvin G. Wong

Group Art Unit: 2831

Serial No.: 10/004,035

Examiner: Ha, Nguyen T.

Filed: 10/31/2001

Docket No. 10010379-1

For: **A Method of Eliminating Brownian
Noise in Micromachined Varactors**

RESPONSE TO RESTRICTION

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Office Action mailed August 8, 2004 has been carefully considered. In response thereto, please enter the following amendments and consider the following remarks.

AUTHORIZATION TO DEBIT ACCOUNT

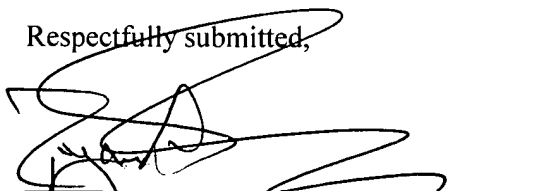
It is not believed that extensions of time or fees for net addition of claims are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to deposit account no. 50-1078.

ELECTION

This is a full and timely response to the outstanding Office Action mailed August 8, 2004. The Office Action indicates that restriction to one of the following inventions is required under 35 U.S.C. §121: I. Claims 1-4, drawn to a micromachined varactor, classified in class 361, subclass 277; and II. Claims 5-9, drawn to a method eliminating Brownian noise, classified in class 438, subclass 379. Applicant elects prosecution of the claims of group I without traverse. Applicant expressly reserves the right to present the non-elected claims, or variants thereof, in continuing applications to be filed subsequent to the present application.

Should the Examiner have any questions regarding this response, the Examiner is invited to telephone the undersigned attorney at (970) 679-3275.

Respectfully submitted,



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